



MARYLAND  
**MMCC**

Natalie M. LaPrade  
Maryland Medical Cannabis Commission

**Maryland Medical Cannabis Commission**  
**Policy Committee Meeting**

Tuesday, June 14, 2016

10:00 am

Maryland Health Care Commission  
4160 Patterson Avenue, Room 100  
Baltimore, Maryland 21215

**AGENDA**

- Call to Order
- Welcome and Introductions:  
Commissioner Eric Sterling, Chairman of the Policy Committee
- Meeting Purpose: The only purpose of this meeting is to consider amendments to the regulations.
- Public Comment on the Maryland Medical Cannabis Commission's list of potential changes to the regulations (limited to 3 minutes per speaker)
- Policy Committee: Discussion of proposed regulatory changes
- Notice of next Policy Committee Meeting on June 28<sup>th</sup>, 2016, if called by Policy Chairman Sterling
- Adjournment

**AGENDA FOR MMCC POLICY COMMITTEE**  
**JUNE 14, 2016**  
**DRAFT PROPOSED REVISIONS 10.62.01-35 VERSION.4 DRAFT**

Chapter	Chapter Title	Section #	Proposed Revision	Comments
.01	Definitions	(35)(b)  New definition	Change “?” to Greek symbol for Delta  “(24a) “Processor agent” means an owner, an employee, a volunteer, an officer, or a director of a licensed processor.”	Correct typographical error
.02	General Regulations			
.03	Certifying Physicians			
.04	Patient and Caregiver Registry			
.05	Written Certifications			
.06	Patient and Caregiver Identification Cards			Should the regulations be amended to require that every patient be issued an identification card?
.07	New Condition Approval Process			
.08	Medical Cannabis Grower License	.02F  .03	Strike out “A party” and insert “An investor”.  Strike out the text of .03 and insert “A. Each individual listed in the application addenda in Regulation .02C(1) and (2) shall: (1) Submit to the Director of the Central Repository fingerprint specimens in the format approved by the Director of the Central Repository; (2) Pay the fee authorized under Criminal Procedure Article, § 10-221(B)(7), Annotated	Fix the problem in criminal history record check regarding obsolete requirement of “two sets of legible fingerprints”

			Code of Maryland for access to State criminal history and records; and (3) Request that the individual's state and national criminal history record information be forwarded to the Commission. B. The applicant shall notify the Commission each individual listed in the application addenda in Regulation .02B(1) and (2) has completed this requirement."	
		.05F	Strike out "suspended." and insert "withdrawn."	
		.05I(6)(d)(ii)	Strike out "strain" and insert "variety"	
		.06D	Before "Within" insert "(1)". At the end insert "(2) The applicant shall submit both the stage 2 application fee and the annual license fee appropriate for the license that has been pre-approved, as specified in COMAR 10.62.35.01A(1), to the Commission by 4 p.m. of the third business day following the issuance of the Commission's notification."	Clarify process of issuance of pre-approval and payment of stage 2 application fee and annual license fee
		Rewrite .07 Issuance of License .07A	Strike out the text of A. and insert "A. Within 30 days of the notification by the Commission under Regulation 10.62.08.06, the applicant shall submit to the Commission an audited	Clarify the process of financial background investigation,

		.07B	<p>financial statement for the applicant and equivalent detailed financial statements for any proposed grower agent.”</p> <p>Strike out the text of B. and insert “B.  (1) The Applicant shall notify the Commission that its premises, procedures, operations and personnel are ready to be inspected in anticipation of the issuance of a license. (2) The Commission shall notify the applicant when it will carry out the pre-licensing inspection. (3) The Commission shall carry out sufficient inspection and background investigation of finances and related matters to determine that (i) the criminal history background check and background investigation reveal no evidence that demonstrates the absence of good moral character; (ii) the applicant’s premises are under the legal control of the applicant; (iii) the premises comply with all zoning and planning requirements; (iv) the premises and specified procedures conform to the specifications of the application as pre-approved pursuant to Regulation .06 of this chapter; (v) the staff are trained and prepared to follow the procedures; and (vi) the procedures for cultivation and</p>	<p>Clarify the timing of inspection</p> <p>Clarify the elements of pre-license inspection</p>
--	--	------	--	---

		New .07C	<p>inventory control are as specified in the application.</p> <p>“C. Upon the determination that all of inspections demonstrate that the applicant’s entity and facility comply with the regulations, and is ready to commence business in compliance with the regulations and application, and financial and other background investigations have been completed and passed, the Commission may notify the applicant that it has qualified for a license either to grow medical cannabis or to grow medical cannabis and distribute it, and may issue such license.</p> <p>“D. In the event that the Commission determines to not issue a license, the Commission shall refund the annual license fee promptly.”</p>	Clarify the timing of the issuance of a license.
		New .07D		
.09	Medical Cannabis Grower Agent	.03B(2)	Strike out “Registry” and insert “Repository”	
.10	Medical Cannabis Grower Premises			
.11	Medical Cannabis Growing Controls			



		<p>.02C(1)</p> <p>.02C(3) and (4)</p> <p>New .02C(6)</p> <p>New .03F</p>	<p>Should there be any standard for the Commission to deny registration? Insert “testing” after “independent”</p> <p>Consider whether to add “or” after semicolon in .02C(3)</p> <p>“Submits evidence that the premises of the independent testing laboratory complies with all zoning and planning requirements.” Conform (4) by deleting “and”; conform (5) by adding “; and”</p> <p>Require that ITL forward to the commission a copy of each certificate of analysis for a batch that does not meet specification for the variety</p>	<p>For provisional registration should both a contract with an accreditation body and evidence of accreditation in another jurisdiction be required, or is just one of these sufficient?</p> <p>Text to be provided later.</p>
.17	Complaints, Adverse Events, and Recall			
.18	Shipment of Products Between Licensees			
.19	Medical Cannabis Processor License	.02F	<p>Strike out the text of F. and insert “(1) Each individual listed in the application addenda in Regulation .02B(1) and (2) shall: (i) Submit to the Director of the Central Repository fingerprint specimens in the format approved by the Director of the Central Repository; (ii) Pay the fee</p>	Clarifies the submission of fingerprint specimens

			<p>authorized under Criminal Procedure Article, § 10-221(B)(7), Annotated Code of Maryland for access to State criminal history and records; and (iii) Request that the individual's state and national criminal history record information be forwarded to the Commission. (2) The applicant shall notify the Commission once each individual listed in the application addenda in Regulation .02B(1) and (2) has completed this requirement."</p>	
		.05D	<p>Before "Within" insert "(1)". At the end insert "(2) The applicant shall submit both the stage 2 application fee and the annual license fee for the license that has been pre-approved, as specified in COMAR 10.62.35.01A(3), to the Commission by 4 p.m. of the third business day following the issuance of the Commission's notification."</p>	Clarifies the timing of the issuance of the license and the payment of fees
		.06A(1)	Delete "review"	
		.06B.	<p>Strike out the text of B. and insert "B. (1) The Applicant shall notify the Commission that its premises, procedures, operations and personnel are ready to be inspected in anticipation of the issuance of a license. (2) The Commission shall notify the applicant when it will carry</p>	

		.06C	<p>out the pre-licensing inspection. (3) The Commission shall carry out sufficient inspection and background investigation of finances and related matters to determine that (i) the criminal history background check and background investigation reveal no evidence that demonstrates the absence of good moral character; (ii) the applicant's premises are under the legal control of the applicant; (iii) the premises comply with all zoning and planning requirements; (iv) the premises and specified procedures conform to the specifications of the application as pre-approved pursuant to Regulation .05 of this chapter; (v) the staff are trained and prepared to follow the procedures; and (vi) the procedures for processing and inventory control are as specified in the application.</p> <p>"C. Upon the determination that all of inspections demonstrate that the applicant's entity and facility comply with the regulations, and the applicant is ready to commence business in compliance with the regulations and application, and financial and other background investigations have been completed and passed, the Commission may notify the applicant that it has</p>	
--	--	------	---	--

		.06D	<p>qualified for a license to process medical cannabis, and may issue such license.</p> <p>“D. In the event that the Commission determines to not issue a license, the Commission shall refund the annual license fee promptly.”</p>	
.20	Medical Cannabis Processor Agent	.03B(2)	Strike out “Registry” and insert “Repository”	
.21	Medical Cannabis Processor Premises			
.22	Medical Cannabis Processor Operations			
.23	Medical Cannabis Concentrates and Cannabis-Infused Products	.04A(2)(c)(viii)	“residue of any type of pesticide”	
.24	Medical Cannabis Finished Products Packaging			
.25	Medical Cannabis Dispensary License	.03	<p>Strike out the text of .03 and insert “A. Each individual listed in the application addenda in Regulation .02B(1) and (2) shall: (1) Submit to the Director of the Central Repository fingerprint specimens in the format approved by the Director of the Central Repository; (2) Pay the fee authorized under Criminal Procedure Article, § 10-221(B)(7), Annotated Code of Maryland for access to State criminal history and records; and (3) Request that the individual’s state and national criminal history record information be forwarded to the Commission. B. The applicant shall notify the Commission once each individual listed in the application</p>	Clarify the submission of fingerprint specimens

			addenda in Regulation .02B(1) and (2) has completed this requirement.”	
		.06D	Before “Within” insert “(1)”. At the end insert “(2) The applicant shall submit both the stage 2 application fee and the annual license fee for the license that has been pre-approved, as specified in COMAR 10.62.35.01A(5), to the Commission by 4 p.m. of the third business day following the issuance of the Commission’s notification.”	Clarify the timing of the payment of fees
		.06F	“In the event that the Commission determines to not issue a license, the Commission shall refund the annual license fee promptly.”	Provide for refund of license fee in the event license is not issued
		.07B	Strike out the text of B. and insert “B. (1) The Applicant shall notify the Commission that its premises, procedures, operations and personnel are ready to be inspected in anticipation of the issuance of a license. (2) The Commission shall notify the applicant when it will carry out the pre-licensing inspection. (3) The Commission shall carry out sufficient inspection and background investigation of finances and related matters to determine that (i) the criminal history background check and background investigation reveal	

			<p>no evidence that demonstrates the absence of good moral character; (ii) the applicant's premises are under the legal control of the applicant; (iii) the premises comply with all zoning and planning requirements; (iv) the premises and specified procedures conform to the specifications of the application as pre-approved pursuant to Regulation .06 of this chapter; (v) the staff are trained and prepared to follow the procedures; and (vi) the procedures for dispensing and inventory control are as specified in the application.</p>	
		.07C	<p>"C. Upon the determination that all of inspections demonstrate that the applicant's entity and facility comply with the regulations, and is ready to commence business in compliance with the regulations and application, and financial and other background investigations have been completed and passed, the Commission may notify the applicant that it has qualified for a license to dispense medical cannabis, and may issue such license.</p>	
		.07D	<p>"D. In the event that the Commission determines to not issue a license, the Commission shall refund the annual license fee promptly."</p>	

.26	Registered Dispensary Agent	.03B(2)	Strike our Registry and insert “Repository”	
.27	Licensed Dispensary Premises			
.28	Licensed Dispensary Operations			
.29	Licensed Dispensary Packaging and Labeling For Distribution			
.30	Dispensing Medical Cannabis			
.31	Licensed Dispensary Clinical Director			
.32	Records			
.33	Inspection			
.34	Discipline and Enforcement			
.35	Fee Schedule		Should fee for patient identification cards be modified?	

Last edited: 6/10/2016: 4:40 pm (EES)